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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/778,565	02/07/2001	Murthi Nanja	INTL-0521-US (P10765)	4410

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EXAMINER

WOO, ISAAC M

ART UNIT

PAPER NUMBER

2172

DATE MAILED: 05/21/2003

4

Please find below and/or attached an Office communication concerning this application or proceeding.

52

**Office Action Summary**

Application No.

09/778,565

Applicant(s)

NANJA, MURTHI

Examiner

Isaac M Woo

Art Unit

2172

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☐ Responsive to communication(s) filed on 11 March 2003.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-25 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-25 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) ☐ The proposed drawing correction filed on \_\_\_\_\_ is: a) ☐ approved b) ☐ disapproved by the Examiner.
- If approved, corrected drawings are required in reply to this Office action.
- 12) ☐ The oath or declaration is objected to by the Examiner.

**Priority under 35 U.S.C. §§ 119 and 120**

- 13) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.
- 14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).
- a) ☐ The translation of the foreign language provisional application has been received.
- 15) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

**Attachment(s)**

- 1) ☐ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449) Paper No(s) \_\_\_\_\_
- 4) ☐ Interview Summary (PTO-413) Paper No(s). \_\_\_\_\_
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: \_\_\_\_\_

### **DETAILED ACTION**

1. This action is in response to Applicant's amendments, filed on March 11, 2003 have been considered but they are not persuasive.
2. The claim objection to claim 1 has been withdrawn because of amendment and claims 1- 25 are pending.

### ***Claim Rejections - 35 USC § 103***

3. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

4. Claims 1-25 are rejected under 35 U.S.C. 103(a) as being unpatentable over Khan et al (U.S. Patent No. 6,438,575, hereinafter, "Khan").

With respect to claims 1, 12 and 23, Khan discloses the method, medium storing instructions processor-based system, and system, aggregating information (web content) from web site, see (FIG. 2, FIG. 3, col. 9, lines 55-67 to col. 10, lines 1-26, col.11, lines 36-64, col. 1, lines 43-67 to col. 2, lines 1-34); and

providing the information to a wireless device, see (col. 9, lines 55-67 to col. 10, lines 1-26). Khan does not explicitly disclose the two or more web sites. Khan discloses that information is received and used to retrieve content from one or more web sites, see (col. 2, lines 4-10) and the user is further allowed to select portions of the information of one or more of the content sources, see (col. 23, lines 1-12) and the customizable information retrieval engine that allows users to aggregate content of their choice from any web site in existence. The content includes but is not restricted to text (i.e. news headlines, hyperlinks in web-pages), secure account information (i.e. email, bank accounts, utilities, and stock portfolios), services (i.e. maps, directions, weather, web searches), financial transactions (i.e. online shopping, buying, selling, trading, auctions, barbers, comparisons) and other dynamic tasks that involve interaction of the users with other web-based (client and server side) services. Khan, thus, teaches the aggregation contents (information) from multiple web sites (two or more web sites). Therefore, it would have been obvious a person having ordinary skill in the art the time invention was made to include the two or more web sites onto the system of Khan to aggregate information from multiple web sites. One of ordinary skill in the art readily recognizes that in order to get information, web user uses web browser and web information comes from multiple web sites via the Internet.

With respect to claims 2, 13 and 24, Khan discloses the aggregating the information from two or more web sites on a processor-based system connectable to

the wireless device, see (col. 9, lines 55-67 to col. 10, lines 1-26, col. 1, lines 17-67 to col. 2, lines 1-62, FIG. 3, col. 11, lines 37-67 to col. 12, lines 1-51).

With respect to claims 3 and 14, Khan discloses the receiving user requests for information from web sites and storing the information received from web sites, see (FIG.3, col. 11, lines 37-67 to col. 12, lines 1-51).

With respect to claims 4 and 15, Khan discloses the establishing a telephone connection and during that connection, accessing the requested information from at least one web site, see (col. 2, lines 11-34, col. 9, lines 55-67 to col. 10, lines 1-26).

With respect to claims 5 and 16, Khan discloses the accessing information from at least two web sites using a single connection, see (FIG. 4, col. 17, lines 17-67 to col. 18, lines 1-59).

With respect to claims 6 and 17, Khan discloses the aggregating the information in response to the detection of an event, see (FIG. 6, FIG. 7, col. 22, lines 60-67 to col. 23, lines 1-67 to col. 24, lines 1-46).

With respect to claims 7 and 18, Khan discloses the detecting a period of low activity on the system, see (col. 12, lines 52-67 to col. 13, lines 1-39).

With respect to claims 8 and 19, Khan discloses the detecting a predetermined time, see (col. 2, lines 35-62, col. 11, lines 12-36).

With respect to claims 9 and 20, Khan discloses that storing aggregated information from two or more web sites and monitoring for an event, see (FIG.3, col. 11, lines 37-67 to col. 12, lines 1-51, FIG. 6, FIG. 7, col. 22, lines 60-67 to col. 23, lines 1-67 to col. 24, lines 1-46).

With respect to claims 10 and 21, Khan discloses that providing the information to a wireless device in response to monitoring the occurrence of an event, see (FIG.3, col. 11, lines 37-67 to col. 12, lines 1-51, FIG. 6, FIG. 7, col. 22, lines 60-67 to col. 23, lines 1-67 to col. 24, lines 1-46).

With respect to claims 11 and 22, Khan discloses that detecting the occurrence of a predetermined time and automatically transferring information to a wireless device at the predetermined time, see (col. 2, lines 35-62, col. 11, lines 12-36).

With respect to claim 25, Khan discloses the Internet connection, see (col. 9, lines 1-54).

***Response to arguments***

5. In response to Applicant's remarks filed on March 11, 2003, the following factual argument points are noted:

a. Khan does not disclose or suggest that the information from two or more web site.

In response to a, Khan discloses that the information is received and used to retrieve content from one or more web sites, see (col. 2, lines 4-10) and the user is further allowed to select portions of the information of one or more of the content sources, see (col. 23, lines 1-12) and the customizable information retrieval engine that allows users to aggregate content of their choice from any web site in existence. Thus, Khan teaches the ability to aggregate information from one or more web sites, i.e., a plurality of web sites. Applicant's claims recite "from two or more web sites", i.e., a plurality of web sites. Therefore, Khan obviously teaches the claimed "from two or more web sites".

***Conclusion***

6. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

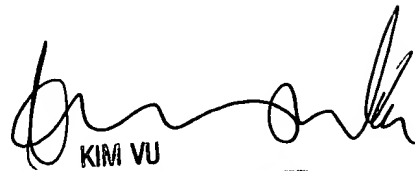
A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Isaac M Woo whose telephone number is (703) 305-0081. The examiner can normally be reached on 8:00-5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Kim Y Vu can be reached on (703) 305-4393. The fax phone numbers for the organization where this application or proceeding is assigned are (703) 746-7239 for regular communications and (703) 746-7238 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 305-3900.

IMW  
May 19, 2003

  
KIM VU  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 2100